GOVERNMENT OF INDIA
HOME AFFAIRS
LOK SABHA

UNSTARRED QUESTION NO:81
ANSWERED ON:18.02.2003
USE OF POTA
SHRINIWAS DADASAHEB PATIL;SRIPRAKASH JAISWAL;SUBODH MOHITE

Will the Minister of HOME AFFAIRS be pleased to state:

(a) whether the Government are aware of the incidents of alleged wrongful invoking of POTA, 2002 against certain individuals;

(b) if so, whether the Government have received any representation/complaints about such alleged misusing of POTA from those concerned/others;

(c) if so, the details thereof, State-wise; and

(d) the steps taken/proposed to be taken including amendments in the law, so as to ensure just and proper enforcement of this law by the States?

Answer

MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS AND MINISTER OF STATE IN THE MINISTRY OF PERS(PUBLIC GRIEVANCES AND PENSIONS (SHRI HARIN PATHAK)

(a) to (c): The Central Government has received a large number of representations from Tamil Nadu and one representation each from Uttar Pradesh and Jharkhand against the alleged misuse of POTA,2002 by the State Governments of Tamil Nadu and Uttar Pradesh.

(d): There is no proposal to amend the POTA, 2002 at present. Implementation of POTA, 2002 is primarily the responsibility of the State Governments/UT Administrations, law and order being the State subject. However, the State Governments/UT Administrations have been advised to ensure proper and transparent implementation of the said Act.